

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/575,806
Confirmation No.: 5530
Filing Date: April 13, 2006
Applicants: Hans David ULMERT et al.
Title: METHOD FOR TREATMENT OF SLUDGE
Attorney Docket: 315-0042/US

February 17, 2010

RENEWED PETITION UNDER 37 CFR 1.137(b)

Sir:

In response to the January 19, 2010 Decision, Applicants renew their petition for revival of the above-identified application based on the following information.

The January 19, 2010 Decision dismisses the November 19, 2009 Petition. The dismissal is based on the Statement by Mr. Steven S. Payne being insufficient because Mr. Steven S. Payne did not directly address the issue of whether the delay was unintentional or deliberate. To overcome this deficiency, Applicants concurrently submit a Supplemental Statement by Mr. Steven S. Payne.

Applicants previously submitted (1) the national stage fees and (2) the petition fee under 37 CFR 1.17(m) together with the November 19, 2009 Petition.

Please charge any additional fees or credit any overpayment to Deposit Account No. 50-4446.

Respectfully submitted,

/Herman R. Heflin III/
Herman R. Heflin III, Reg. No. 41,060

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SUPPLEMENTAL STATEMENT BY MR. STEVEN S. PAYNE

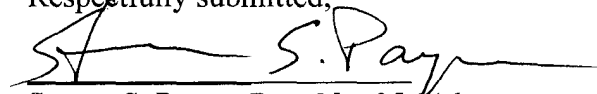
Sir:

In support of the Renewed Petition Under 37 CFR 1.137(b) submitted concurrently herewith, please consider the following information.

1. My failure to pay the filing fees for United States Patent Application No. 10/575,806 ("the '806 application"), and promptly file a petition to revive the application was unintentional and was due to the mental state I was experiencing during the time in question. As a result of my symptoms, I did not appreciate the facts of the '806 application, and I did not deliberately delay prosecution or revival of the '806 application.

2. I declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true. These statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,


Steven S. Payne, Reg. No. 35,316

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